CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this date a true and correct copy of the foregoing was duly served upon the following individuals by hand delivery or United States Post Office, postage prepaid, at their last known address

below:

Hand

X

Post

TIMOTHY J. HOGAN, ESQ. Lynch Ichida Thompson & Kim 1132 Bishop Street, Suite 1405 Honolulu, Hawaii 96813

Attorney for Plaintiff WAYNE BERRY

LYLE HOSODA, ESQ. RAINA P.B. MEAD, ESQ. Lyle Hosoda & Associates 345 Queen Street, Suite 804 Honolulu, Hawaii 96813

X

Attorneys for Defendants MARK DILLON, TERESA NOA and BRIAN CHRISTENSEN, et al.

DATED: Honolulu, Hawaii, January 3, 2006.

KOBAYASHI, SUGITA & GODA

LEX R. SMITH

THOMAS H. YEE

KIRKLAND & ELLIS LLP

ERIC C. LIEBELER

DAMIAN CAPOZZOLA

R. OLIVIA SAMAD

Attorneys for Defendant

POST-CONFIRMATION TRUST